

**UNITED STATES DISTRICT COURT**  
for the  
District of Nebraska

United States of America

v.

Carlos A. Vega-Toscano

Case No: 4:07CR3023-3

USM No: 21116-047

Date of Original Judgment: 08/25/2008

Date of Previous Amended Judgment: \_\_\_\_\_

(Use Date of Last Amended Judgment if Any)

John C. Vanderslice

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 188 months is reduced to 151 months.

(Complete Parts I and II of Page 2 when motion is granted)

The defendant shall not be released any earlier than November 1, 2015.

Except as otherwise provided, all provisions of the judgment dated 08/25/2008 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: 09/24/2015

s/ Richard G. Kopf

Judge's signature

Effective Date: 11/01/2015

(if different from order date)

Richard G. Kopf, Senior United States District Judge

Printed name and title

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**This page contains information that should not be filed in court unless under seal.**  
**(Not for Public Disclosure)**

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Carlos A. Vega-Toscano

DEFENDANT: \_\_\_\_\_

CASE NUMBER: 4:07CR3023-3

DISTRICT: District of Nebraska

**I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)**Previous Total Offense Level: 36Amended Total Offense Level: 34Criminal History Category: ICriminal History Category: IPrevious Guideline Range: 188 to 235 monthsAmended Guideline Range: 151 to 188 months**II. SENTENCE RELATIVE TO THE AMENDED GUIDELINE RANGE**

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a substantial assistance departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ The reduced sentence is above the amended guideline range.

**III. ADDITIONAL COMMENTS**

Filing nos. 296, 304 and 305 are granted as provided herein.